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Message Text

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PAGE 01 STATE 122338
ORIGIN TRSE-00

INFO OCT-01 EUR-12 ISO-00 EB-07 STR-04 L-03 CIAE-00
INR-07 NSAE-00 COME-00 (ISO) R

DRAFTED BY TREAS:LPOTTS:MH
APPROVED BY EB/OT/STA:JSSPIRO
EB/OT/STA:MCJONES
EUR/EE:SFROMOWITZ
CUSTOMS:DBINDER/VJACOBSON (INFO)
COMM:SBILINSKI
EB/OT/EWT:PBLAKEBURN (SUBS)
STR:HLAWRENCE (INFO)
----------270253Z 071171 /63
P R 262326Z MAY 77
FM SECSTATE WASHDC
TO AMEMBASSY BELGRADE PRIORITY
INFO AMEMBASSY ROME

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FOR ROME PLEASE PASS CUSTOMS ATTACHE

E.O. 11652: N/A

TAGS: ETRD, YO

SUBJECT: ANTIDUMPING INVESTIGATION OF IMPORTS OF ANIMAL GLUE AND INEDIBLE GELATIN FROM YUGOSLAVIA

REF: STATE 15575

1. TREASURY INITIATED INVESTIGATION UNDER ANTIDUMPING ACT OF SUBJECT IMPORTS FROM YUGOSLAVIA ON JANUARY 26, 1977. TREASURY WOULD APPRECIATE EMBASSY ASSISTANCE IN TWO PROCEDURAL MATTERS OUTLINED BELOW. NORMALLY, SUCH MATTERS
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ARE HANDLED THROUGH ATTORNEYS BUT YUGOSLAV INTERESTS HAVE NOT RETAINED COUNSEL IN THIS CASE.

2. UNDER ANTIDUMPING ACT TREASURY HAS SIX MONTHS FROM DATE OF PUBLICATION OF AN ANTIDUMPING PROCEEDINGS NOTICE (I.E. UNTIL JULY 26 IN THIS CASE) TO MAKE TENTATIVE DETERMINATION WHETHER SUBJECT IMPORTS ARE BEING SOLD TO

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U.S. AT LESS THAN FAIR VALUE (SLFV). IF SIX MONTH WITHHOLDING OF APPRAISEMENT IS REQUESTED BY AT LEAST ONE IMPORTER AND ONE EXPORTER THEN TREASURY HAS AN ADDITIONAL THREE MONTHS IN WHICH TO ISSUE FINAL DETERMINATION. (FYI-- ANTICIPATE SUCH A REQUEST FROM ONE IMPORTER. END FYI).

3. WE UNDERSTAND THAT NO REQUEST FOR SIX MONTH WITHHOLDING

PURSUANT TO SECTION 153.35 (B) OF ANTIDUMPING REGULATIONS WILL BE MADE IN THIS CASE BY YUGOSLAV EXPORTERS. IF NOT AND, FURTHER, IF TREASURY FINDS THAT SLFV HAVE OCCURRED, THEN IT WILL ISSUE SIMULTANEOUSLY WITHHOLDING OF APPRAISEMENT FOR THREE MONTHS AND FINAL DETERMINATION OF SLFV.

4. WHERE NO REQUEST HAS BEEN MADE FOR SIX MONTH WITH-HOLDING AND IT APPEARS THAT A WITHHOLDING MAY RPT MAY BE REQUIRED TREASURY PRACTICE IS TO INFORM INTERESTED PERSONS IN TIME THAT THEY MAY REQUEST A HEARING BE HELD PRIOR TO ISSUANCE OF THESE SIMULTANEOUS DECISIONS. IF INTERESTED EXPORTERS OF YUGOSLAV GLUE WISH TO HAVE SIX MONTH WITHHOLDING OR ON THE OTHER HAND WISH TO REQUEST A HEARING BEFORE POSSIBLE SIMULTANEOUS DECISION, PLEASE ADVISE THEM ASAP OF THE FOLLOWING:

(A) TREASURY DEPUTY ASSISTANT SECRETARY SUCHMAN SHOULD BE NOTIFIED IN WRITING ON OR BEFORE JUNE 7 OF ANY REQUEST FOR SIX MONTH WITHHOLDING.

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(B) DAS SUCHMAN SHOULD ALSO BE ADVISED IN WRITING ON OR BEFORE JUNE 7 WHETHER EITHER YUGOSLAV EXPORTERS WISHES TO HAVE A HEARING, IN THE EVENT THAT (A) IS INAPPLICABLE.

(C) ABSENT RECEIPT OF SUCH NOTIFICATION, TREASURY WILL PRESUME ANSWER TO THESE QUESTIONS IS NEGATIVE.

FYI--EXPORTERS ARE: KEMIN (LJUBLIJANA) AND POLJOPRIVREDNI XOMBINAT BEOGRAD (BELGRADE). END FYI.

5. NECESSITY FOR TIMELY RESPONSE FROM YUGOSLAV EXPORTERS TO TREASURY HAS BEEN COMMUNICATED TO EMBASSY OFFICIAL KULISIC.

6. IN COMMUNICATIONS WITH YUGOSLAV COMPANY OR GOVERN-MENT OFFICIALS PLEASE MAKE CLEAR THAT THE ABOVE INFORMA-TION IS ROUTINELY NECESSARY EARLY ON IN EVERY ANTIDUMPING INVESTIGATION BEFORE TREASURY OFFICIALS HAVE SEEN OR ANALYZED RESPONSES TO CUSTOMS QUESTIONNAIRES. OUR REQUEST

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THEREFORE IS IN NO WAY INTENDED TO PREJUDGE WHETHER OR NOT
DUMPING MARGINS EXIST ON SUBJECT IMPORTS FROM YUGOSLAVIA.
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Message Attributes

Automatic Decaptioning: X
Capture Date: 01-Jan-1994 12:00:00 am
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: COMMODITIES, INVESTIGATIONS, ANTIDUMPING LAW (TRADE), IMPORT CONTROLS, ANIMAL FIBERS
Control Number: n/a
Copy: SINGLE
Sent Date: 26-May-1977 12:00:00 am
Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 22 May 2009
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
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Drafter: LPOTTS:MH
Enclosure: n/a
Executive Order: N/A
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Expiration:
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From: STATE
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Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
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Status: NATIVE
Subject: ANTIDUMPING INVESTIGATION OF IMPORTS OF ANIMAL GLUE AND INEDIBLE GELATIN FROM YUGOSLAVIA
TAGS: ETRD, YO
To: BELGRADE
Type: TE
vdkvgwkey: odbc://SAS/SAS.dbo.SAS_Docs/f07ce888-c288-dd11-92da-001cc4696bcc
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